

## The David J. Joseph Company



March 20, 2006

Mr. Vernon Williams Recordations Unit Surface Transportation Board 1925 K Street, N.W., Suite 715 Washington, DC 20423-0006 RECORDATION NO. 23536-A FILED

MAR 2 2 '06

4-56PM

SURFACE TRANSPORTATION BOARD

Dear Mr. Williams:

Please find enclosed, two (2) originals of the Release of Lien of Railroad Equipment Lease dated March 14, 2006 between the following two parties:

Lessor:

The David J. Joseph Company (f/k/a Joseph Transportation Services, Inc.)

300 Pike Street

Cincinnati, OH 45202

Lessee:

Ohio Central Railroad, Inc.

136 South Fifth Street Coshocton, Ohio 43812

This filing is to appear in index as follows: Release of Lien of Railroad Equipment Lease effective January 13, 2004 related to forty (40) railcars bearing reporting marks OHPA 60401 – OHPA 70051, sporadic and YB 60407 – YB 70053, sporadic.

Please file this agreement as a secondary document under Recordation Number 23536-A as it relates to documents previously filed with the Surface Transportation Board under Recordation Number 23536. The filing fee in the amount of \$33.00 is included in the enclosed check. Please return a stamped original to my attention.

Should you have any questions or need further information, please do not hesitate to contact me at (513) 419-6082.

Sincerely,

The David J. Joseph Company

Barbara A. Brzezicki Contract Manager

**Enclosures** 

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## RELEASE OF LIEN OF RAILROAD EQUIPMENT LEASE

**SURFACE TRANSPORTATION BOARD** 

This Release of Lien of Railroad Equipment Lease (the "Release") releases the lien created by that certain Railroad Equipment Lease dated as of May 18, 2001 (the "Lease"), bearing Recordation No. 23536, between The David J. Joseph Company (f/k/a Joseph Transportation Services, Inc.) as Lessor ("Lessor") and Ohio Central Railroad, Inc., as Lessee ("Lessee"), with respect to the forty (40) railcars listed on Exhibit A attached hereto (hereinafter, the "Equipment").

WHEREAS, Lessor and Lessee executed the Lease relating to the Equipment. Such Lease was terminated.

NOW, THEREFORE, in consideration of the premises contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Lessor submits the following:

- 1. Lessee and Lessor have agreed to terminate the Lease between the parties effective as of January 13, 2004.
- 2. This Release shall be recorded with the Surface Transportation Board so as to record the release of the lien against the Equipment constituted by the Lease.

In witness whereof, the Lessor has caused this Release to be duly executed by its authorized officer as of the 14<sup>th</sup> day of March, 2006.

WITNESS:	THE DAVID J. JOSEPH COMPANY	
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2. 60,000	By: New // / (m/)	
	Name:Everett N. Martin	
Y	Title: <u>Assistant Secretary</u>	

STATE OF OHIO	)	
		SS:
COUNTY OF HAMILTON	)	

The foregoing instrument was acknowledged before me this 14<sup>th</sup> of March, 2006, by Everett N. Martin, the Assistant Secretary of The David J. Jcseph Company, a Delaware corporation.

My Commission expires:

2-20-11

Mus C. Dr. Notary Public

> EARBARA A. BRZEZICKI Notary Public, State of Ohio My Commission Expires 02-20-11

## **EXHIBIT A**

## **DESCRIPTION OF UNITS**

Forty (40), railcars bearing reporting marks:

OHPA 60401, OHPA 60403, OHPA 60406, OHPA 60419, OHPA 60420, OHPA 60421, OHPA 60423, OHPA 60425, OHPA 60433, OHPA 60436, OHPA 60442, OHPA 60448, OHPA 60449, OHPA 60456, OHPA 70008, OHPA 70018, OHPA 70019, OHPA 70038, OHPA 70050, OHPA 70051

YB 60407, YB 60409, YB 60415, YB 60426, YB 60430, YB 60432, YB 60435, YB 60443, YB 60452, YB 70001, YB 70007, YB 70011, YB 70013, YB 70030, YB 70036, YB 70037, YB 70041, YB 70042, YB 70047, YB 70053